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LLC, Square Enix Holdings Co.
Ltd., and Square Enix Co., Ltd.*

12 UNITED STATES DISTRICT COURT
13 CENTRAL DISTRICT OF CALIFORNIA
14 SOUTHERN DIVISION

13 UNILOC 2017 LLC,
14 Plaintiff,
15 v.
16 INFOR, INC.,
17 Defendant.

Case No. 8:19-cv-01150-DOC-KES
(Lead Case)

**UBISOFT AND SQUARE ENIX
DEFENDANTS' REQUEST FOR
TELEPHONIC APPEARANCE
FOR DECEMBER 21, 2020
PROCEEDINGS**

Judge: Hon. David O. Carter
Hearing Date: December 21, 2020
Time: 8:30 AM
Location: Ronald Reagan Federal
Building, Courtroom 9D

1 UNILOC 2017 LLC,
2 Plaintiff,

3 v.

4 NETSUITE INC.,
5 Defendant.
6

7 UNILOC 2017 LLC,
8 Plaintiff,

9 v.

10 SQUARE ENIX, INC., and
11 SQUARE ENIX LLC,
12 Defendant.

13 UNILOC 2017 LLC,
14 Plaintiff,

15 v.

16 UBISOFT, INC.,
17 Defendant.
18

19 UNILOC 2017 LLC,
20 Plaintiff,

21 v.

22 SQUARE ENIX HOLDINGS CO. LTD.,
23 and
24 SQUARE ENIX CO., LTD.,
25 Defendant.
26

27 Michelle L. Marriott, counsel of record for Defendants Ubisoft, Inc., Square
28 Enix, Inc., Square Enix LLC, Square Enix Holdings Co. Ltd., and Square Enix Co.,

1 Ltd. (collectively, the “Ubisoft and Square Enix Defendants”), requests that she be
2 allowed to appear telephonically at the upcoming scheduling conference and
3 hearing scheduled for December 21, 2020. Good cause exists to support counsel’s
4 motion.

5 Defendants’ lead counsel is located in Overland Park, Kansas, and to attend
6 the hearing in person will require both air travel and an overnight stay. In
7 particular, due to the COVID-19 pandemic, flight options are now more limited,
8 and any air travel will require at least two flights each direction (i.e., to/from). The
9 December 21, 2020 in-person proceedings are scheduled just days before the
10 Christmas holiday, during a time period where travel in the United States is likely
11 to be high and family gatherings will be occurring.

12 The issues that are set for hearing on the Court’s December 21 calendar are
13 not evidentiary in nature—a scheduling conference, and Ubisoft’s motion for
14 judgment on the pleadings (Dkt. 67)—and counsel submits that they can be
15 effectively and substantively addressed by telephonic argument.

16 Accordingly, in view of the COVID-19 pandemic and the local restrictions
17 and guidance suggesting that people minimize travel and exposure at this time, Ms.
18 Marriott respectfully requests that she be permitted to attend the December 21
19 proceedings by telephone. To the extent that the Court requires an in-person
20 appearance for each party, Defendants’ Los Angeles-based counsel, Stephen
21 Smith, is available to appear in person in accordance with the Court’s stated
22 procedures, outside the courthouse doors, in addition to Ms. Marriott’s telephonic
23 appearance.

24 Counsel for the other parties, Plaintiff Uniloc 2017 and Defendant NetSuite
25 Inc., do not oppose this request. If this request is granted, Ms. Marriott will make
26 arrangements to participate in the hearing directly through the Court.
27
28

1 Dated: December 10, 2020

Respectfully submitted,

3 /s/ Michelle L. Marriott

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22 *Enix Holdings Co. Ltd., and Square Enix*
23 *Co., Ltd.*